

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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OPERA SOLUTIONS, LLC,

Plaintiff,

-against-

STEVE GOLD,

Defendant.

CASE No.: 7:16-CV-02239 (JPO)

**NOTICE OF PLAINTIFF/
COUNTERCLAIM DEFENDANT AND
THIRD-PARTY DEFENDANT’S
MOTION TO DISMISS COUNTS II
AND III**

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STEVE GOLD,

Third-Party Plaintiff,

-against-

ARNAB GUPTA,

Third-Party Defendant. :
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PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Plaintiff/Counterclaim Defendant Opera Solutions, LLC and Third-Party Defendant Arnab Gupta (collectively, “Defendants”) move to dismiss Counts II and III of Defendant/Counterclaim Plaintiff/Third-Party Plaintiff Steve Gold’s (“Plaintiff”) Counterclaim on the grounds that Plaintiff’s claims are barred by the arbitration clause in his Employment Agreement and the doctrine of res judicata.

Dated: Hartford, Connecticut
October 24, 2016

Respectfully Submitted,

MCCARTER & ENGLISH, LLP

By: /s/ Eric W. Wiechmann
Eric W. Wiechmann (EW4857)
ewiechmann@mccarter.com
Tiffany R. Hubbard (TH1975)
thubbard@mccarter.com
McCarter & English, LLP
185 Asylum St., CityPlace I
Hartford, CT 06103
Tel: 860-275-6700

*Attorneys for Plaintiff,
Opera Solutions, LLC and Third-Party
Defendant, Arnab Gupta*

CERTIFICATION OF SERVICE

This is to certify that a copy of the foregoing was filed electronically this 24th day of October, 2016. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

Eric W. Wiechmann
Eric W. Wiechmann (EW4857)